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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

10 THARON B. HILL,

11 Petitioner,

12 v.

13 CALIFORNIA BOARD OF PRISON
HEARINGS,

14 Respondent.
15 _____

No. C 06-3080 MMC (PR)

**ORDER DENYING CERTIFICATE
OF APPEALABILITY**

(Docket No. 27)

16 On May 8, 2006, petitioner, a California prisoner proceeding pro se, filed the above-
17 titled petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254. On August 6, 2009,
18 the Court denied the petition on the merits.


19 Petitioner has now filed a notice of appeal, which this Court deems a request for a
20 certificate of appealability. See United States v. Asrar, 116 F.3d 1268, 1270 (9th Cir. 1991).
21 Petitioner has not shown “that jurists of reason would find it debatable whether the petition
22 states a valid claim of the denial of a constitutional right and that jurists of reason would find
23 it debatable whether the district court was correct in its procedural ruling.” Slack v.
24 McDaniel, 529 U.S. 473, 484 (2000).

25 Accordingly, the request for a certificate of appealability is hereby DENIED.
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1 The Clerk shall forward this order, along with the case file, to the United States Court
2 of Appeals for the Ninth Circuit, from which petitioner may also seek a certificate of
3 appealability.

4 **IT IS SO ORDERED.**

5 DATED: November 2, 2009

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MAXINE M. CHESNEY
United States District Judge